

## **REMARKS**

### **I. Status of the Application**

Claims 1-12 are pending. Claims 1 and 5 are amended.

Claim 1 is amended to recite, *inter alia*, “A control device . . . wherein the shifting history includes identification information of buttons depressed by the cursor in a single operation, and wherein the shifting history includes identification information of buttons released by the cursor in a single operation.” Claim 5 is similarly amended. Support for these amendments are found throughout the application as originally filed, including, for example, on page 27.

No new matter is added by these amendments. Entry is requested.

### **II. Rejections under 35 U.S.C. § 102(e)**

Claims 1-12 were rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over U.S. Patent No. 6,523,696 to Saito (“Saito”) in view of U.S. Patent No. 6,166,778 to Yamamoto et al. (“Yamamoto”). Applicants respectfully traverse the rejection.

Applicants’ amended claim 1 recites:

“1. A control device for remotely controlling a controlled device, comprising:

a display unit that displays a control panel of the controlled device;

a control unit that produces operation information; and

a communication unit that sends the operation information to the controlled device,

wherein the operation information includes a shifting history of a cursor displayed on the control panel,

wherein the shifting history includes identification information of buttons depressed by the cursor in a single operation, and

wherein the shifting history includes identification information of buttons released by the cursor in a single operation.”

Yamamoto is directed to a broadcast receiving apparatus. Yamamoto discloses “the operation for channel number input for channel selection”. (Yamamoto, 10:27—11:50). Specifically, using a remote controller **6**, the “user enters a three-digit numeral of a desired channel number sequentially by using numeric keys of the remote controller **6**.” (Yamamoto, 10:44-46). After the user enters three digits, “[i]t is then judged if the input numeral has reached three digits or not (step **S7**).” (Yamamoto, 11:38-39). If so, “the tuner of the receiving means **1** is controlled and channel 438 [i.e., the channel inputted] is selected (step **S8**) . . . .” (Yamamoto, 11:39-41).

Accordingly, Yamamoto teaches that the channel is selected only after it is judged that three-digits have been input. Further, Yamamoto also teaches that each digit is input by depressing the corresponding numeric key of the remote controller **6**. (Yamamoto, 10:44-46). Yamamoto does not teach that a digit is input by *releasing* a key of the remote controller. Nor does Yamamoto teach that any information is input by *releasing* a key, button or any other component of the remote controller. Nor does Yamamoto suggest that certain information is input into the remote controller by *depressing* a key, and separate information is input by *releasing* the key. Accordingly, Yamamoto fails to disclose, teach or suggest, “wherein the shifting history includes identification information of buttons depressed by the cursor in a single operation, and wherein the shifting history includes identification information of buttons released by the cursor in a single operation,” as recited in Applicants’ amended claim 1.

Therefore, neither Saito nor Yamamoto, either alone or in combination, teach each element of Applicants’ amended claim 1, and claim 1 is thus respectfully submitted to be in

condition for allowance. The foregoing analysis with respect to claim 1 is equally applicable to Applicants' amended claim 5. For at least similar reasons, claims 2-4 and 6-12 are also respectfully submitted to be in condition for allowance.

Applicants have chosen in the interest of expediting prosecution of this patent application to distinguish the cited documents from the pending claims as set forth above. However, these statements should not be regarded in any way as admissions that the cited documents are, in fact, prior art. Applicants have not specifically addressed the rejections of the dependent claims because Applicants submit that the independent claims from which they respectively depend, either directly or indirectly, are in condition for allowance as set forth above. Accordingly, the dependent claims also are in condition for allowance. Applicants, however, reserve the right to address such rejections of the dependent claims should such be necessary. Applicants believe that the application as amended is in condition for allowance and such action is respectfully requested.

**CONCLUSION**

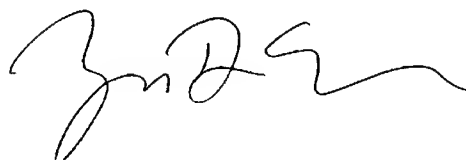
Based on the foregoing amendments and remarks, Applicants respectfully request reconsideration and withdrawal of the rejection of claims and allowance of this application.

**AUTHORIZATION**

The Commissioner is hereby authorized to charge any additional fees which may be required for consideration of this Amendment to Deposit Account No. 504827, Order No. 1232-4798. A DUPLICATE OF THIS DOCUMENT IS ATTACHED.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account No 504827, Order No. 1232-4798. A DUPLICATE OF THIS DOCUMENT IS ATTACHED.

Respectfully submitted,  
LOCKE LORD BISSELL & LIDDELL, L.L.P.



Dated: April 27, 2009

By: \_\_\_\_\_

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